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January 24, 2020

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JAN 24 2020

S.C. SUPREME COURT

**VIA HAND DELIVERED**

The Honorable Daniel E. Shearouse  
Clerk, Supreme Court of South Carolina  
1231 Gervais Street  
Columbia, South Carolina 29201

RE: Duke Energy Carolinas, LLC v. Office of Regulatory Staff, Hasala Dharmawardena, CMC Recycling, Cypress Creek Renewables, LLC, SC Department of Consumer Affairs, Sierra Club, South Carolina Coastal Conservation League, South Carolina Energy Users Committee, South Carolina Solar Business Alliance, Inc., the South Carolina State Conference of the National Association for the Advancement of Colored People, Upstate Forever, Vote Solar and Walmart, Inc.  
Appellate Case No. 2019-001900  
Public Service Commission Docket No: 2018-319-E

Dear Mr. Shearouse:

Enclosed for filing please find an original and six copies of a Consent Motion to Consolidate Appeal with Appellate Case Number 2019-001904 and to Exceed Page Limitations for Principal Briefs in the above-referenced matter. The Office of Regulatory Staff is a state agency created by the South Carolina General Assembly with the enactment of Act 175 of 2004. As ORS is a state agency, I have not included a filing fee in reliance on Rule 240(d), SCACR.

By copy of this letter and as certified in the Proof of Service appended to the Notice, I am serving all attorneys/parties of record. In addition, I would appreciate the extra copy being clocked in and returned to our office.

If there are any questions regarding this request, please do not hesitate to contact me.

Sincerely,

Christopher M. Huber

Enclosures

cc: Honorable Jocelyn G. Boyd  
All Parties of Record (via U.S. Mail)

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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APPEAL FROM THE PUBLIC SERVICE COMMISSION OF SOUTH  
CAROLINA

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Appellate Case No. 2019-001900

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Duke Energy Carolinas, LLC,

Appellant-Respondent,

v.

Office of Regulatory Staff, Hasala  
Dharmawardena, CMC Recycling,  
Cypress Creek Renewables, LLC, SC  
Department of Consumer Affairs, Sierra  
Club, South Carolina Coastal  
Conservation League, South Carolina  
Energy Users Committee, South  
Carolina Solar Business Alliance, Inc.,  
the South Carolina State Conference of  
the National Association for the  
Advancement of Colored People,  
Upstate Forever, Vote Solar, and  
Walmart, Inc.,

Respondents,

Of whom South Carolina Energy Users  
Committee and The South Carolina  
Office of Regulatory Staff are

Respondents-Appellants.

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CONSENT MOTION TO CONSOLIDATE APPEAL WITH  
APPELLATE CASE NUMBER 2019-001904 AND TO EXCEED PAGE  
LIMITATIONS FOR PRINCIPAL BRIEFS

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Respondent-appellant South Carolina Office of Regulatory Staff, with the consent of  
appellant-respondent Duke Energy Carolinas, LLC and respondent-appellant South Carolina Energy

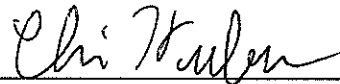
Users Committee, hereby moves, pursuant to South Carolina Appellate Court Rule 214, to consolidate this appeal with Appellate Case Number 2019-001904, captioned Duke Energy Progress, LLC v. Office of Regulatory Staff et al.

Both this appeal and Appellate Case Number 2019-001904 arise out of rulings by the Public Service Commission of South Carolina (“Commission”) on applications for adjustments in electric rate schedules and tariffs filed by related public utility entities on the same day. The parties of record in both proceedings were substantially the same with a few exceptions. The Commission issued its orders on each application on the same day, and subsequently issued its orders on motions for rehearing and reconsideration in each case also on the same day. Consolidation of the appeals is appropriate because the issues on appeal in both cases substantially overlap. In addition, consolidation will be conducive to the orderly presentation of the parties’ arguments. Further, hearing and deciding the appeals together will allow for a more efficient use of the Court’s time than doing so separately. Consolidation would not affect the briefing schedule in either appeal, as the schedule the Court set for both is the same.

Due to the complexity of the issues on appeal and that, if consolidation is granted, the parties’ briefs will address both cases jointly, the parties also request they be allowed seventy-five (75) pages for their principal appellant and respondent briefs instead of the customary fifty (50) pages.

SIGNATURE ON FOLLOWING PAGE

Respectfully submitted,



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January 24, 2020

WE SO CONSENT:

SPS by Eli Hahn w/ permission

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Attorneys for S.C. Energy Users Committee

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

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APPEAL FROM THE PUBLIC SERVICE COMMISSION

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Appellate Case No. 2019-001900

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Duke Energy Carolinas, LLC,

Appellant-Respondent,

v.

Office of Regulatory Staff, Hasala  
Dharmawardena, CMC Recycling,  
Cypress Creek Renewables, LLC, SC  
Department of Consumer Affairs, Sierra  
Club, South Carolina Coastal  
Conservation League, South Carolina  
Energy Users Committee, South  
Carolina Solar Business Alliance, Inc.,  
the South Carolina State Conference of  
the National Association for the  
Advancement of Colored People,  
Upstate Forever, Vote Solar, and  
Walmart, Inc.,

Respondents,

Of whom South Carolina Energy Users  
Committee and The South Carolina  
Office of Regulatory Staff are

Respondents-Appellants.

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S.C. SUPREME COURT

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PROOF OF SERVICE

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I certify that I have served the Consent Motion to Consolidate Appeal with  
Appellate Case Number 2019-001904 and to Exceed Page Limitations for Principal  
Briefs in the above-referenced matter on the following parties on this 24th day of  
January, 2020, by mailing a copy of the same via United States Mail, postage  
prepaid, to the following:

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